

Analysis of a sample of the article by this department showed that the tablets contained extracts of plant drugs including capsicum, hydrastis, and a laxative drug. They contained no cinchona alkaloids.

It was alleged in the libels that the article was misbranded in that the following statements appearing on the box label and in the circular, regarding the curative and therapeutic effects of the said article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Portion of box labels) "For Stomach, Liver * * * And System. If Indigestion * * * give you trouble; if you need a Stomach Tonic; * * * or your Blood impure—don't fail to try Vinco Herb Tablets. Intended for the Stomach, Liver * * * and System;" (remainder of box labels) "For Stomach, Liver * * * And System. If Indigestion * * * give you trouble; if you need a Stomach Tonic; * * * or are you bilious—don't fail to try Vinco Herb Tablets. Intended for the Stomach, Liver * * * and system;" (circular, "Gives real relief from stomach distress * * * perhaps the whites of your eyes are yellow, or skin dry, yellow and spotted, and your side, back and shoulders ache. If so, you may be sure you have a torpid or congested liver, which can be greatly benefited by the use of Vinco Herb Tablets. * * * A Word to Women: In cases of temporary irregularity, tardiness or suppression of the menstrual discharge, if wholly chargeable to sluggish functional action of the sexual system induced by constipation of the bowels, 'Vinco' Herb Tablets will prove very beneficial. Females are advised to take two tablets with a cup of hot ginger tea. * * * Intended as a System Cleanser * * * Contains only the most purifying and health-giving roots, herbs and barks. * * * aid digestion; help to give renewed strength and vigor by helping to restore the system to its normal, healthy condition. [Translation from the Italian] * * * In order to enjoy life better, to render your habits calm and serene under pressure of work, it is necessary that you try a box of 'Vinco' Herb Tablets (for Liver and Stomach), * * * They not only give temporary relief but they Cure by removing the cause. They invigorate the diseased organs to their normal functions. For the stomach, for the liver, for the blood. Sure remedy for indigestion * * * bile, jaundice * * * melancholia, malaria, and all diseases of the liver. * * * [Translation from the Spanish] If you suffer with indigestion * * * if you need a tonic for the stomach * * * and your blood is impure, try the 'Vinco' Herb Tablets. * * * for diseases of the stomach, liver, kidneys and blood; * * * diseases of women, diseases of the skin, catarrh, etc., and all diseases caused by the blood. * * * [Translation from the German] Do you suffer with indigestion? * * * Do you sleep well at night or are you restless and nervous? A sluggish condition of the system is almost always the cause of disorders of this kind * * * for the stomach, liver, kidneys and blood, also for * * * female diseases, catarrh, etc., and for all disorders resulting from impure blood * * * [Translation from the Swedish] * * * are intended for the stomach, the liver, the kidneys and the blood; also for * * * female diseases, skin affections, catarrh, etc., and for all diseases caused by the blood * * * [Translation from the French] * * * are most efficacious for the stomach, the liver, the kidneys and the blood; for * * * the intestines, diseases of women, cutaneous affections, catarrh, etc., and all affections arising from impurity of the blood * * * [Translation from the Russian] Do you Suffer with a Bad Stomach? Indigestion. * * * Do you sleep well at night or is your sleep restless and nervous? * * * for the stomach, liver, kidney and blood, also for indigestion, female diseases, skin diseases, catarrh, etc. and for diseases arising from impure blood."

On June 3, June 30, and July 21, 1931, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18532. Misbranding of Clotol con Creosota y Guayacol. U. S. v. 3 Dozen Bottles of Clotol con Creosota y Guayacol. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 26149. I. S. No. 5768. S. No. 4452.)

Examination of a drug product, known as Clotol con Creosota y Guayacol, from the shipment herein described having shown that the carton and bottle labels and the accompanying circular bore statements representing that the article possessed curative and therapeutic properties which it did not possess,

the Secretary of Agriculture reported the matter to the United States attorney for the district of Porto Rico.

On April 7, 1931, the United States attorney filed in the district court of the United States for the district aforesaid a libel praying seizure and condemnation of three dozen bottles of Clotol con Creosota y Guaiacol at San Juan, P. R., alleging that the article had been shipped on or about January 6, 1931, by the Wm. S. Merrell Co., Cincinnati, Ohio, to San Juan, P. R., and that it was being offered for sale and sold in Porto Rico, by Manuel Barreto, San Juan, P. R., and that it was misbranded in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted of creosote, extracts of plant drug including wild cherry, hypophosphites, maltose, alcohol, and water.

It was alleged in the libel that the article was misbranded in that certain statements appearing in Spanish in the labeling, of which the following is a translation, regarding the curative or therapeutic effects of the said article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Carton and bottle) "Clotol * * * Wine of Cod Liver Oil with Creosote and Guaiacol * * * is indicated during the first stages of pulmonary tuberculosis, in chronic muscular rheumatism, scrofulous lesions of the skin, dilated lymphatic glands, tertiary syphilis, bronchitis, marasmus and anaemia;" (circular) "Clotol With Creosote and Guaiacol * * * for different pulmonary affections where there exists fetid expectoration, diminishing the temperature and at the same time alleviating the cough. * * * for the treatment of all affections of the respiratory tract, pulmonary tuberculosis, subacute and chronic bronchitis, chronic laryngitis, obstinate cough with fetid and viscous expectoration and general debility due to faulty nutrition. Clotol with Creosote and Guaiacol has given satisfactory results in the treatment of intestinal tuberculosis and chronic gastritis with fermentation. In addition to being a specific for the above-mentioned diseases, Cloto, with Creosote and Guaiacol, is generally a powerful stimulant and an extraordinary nutritive agent."

On May 5, 1931, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18533. Adulteration and misbranding of tincture of valerian. U. S. v. 50 Gallons of Tincture of Valerian U. S. P. Default decree of destruction entered. (F. & D. No. 26160. I. S. No. 27481. S. No. 4462.)

The product herein described was invoiced as tincture of valerian U. S. P. and failed to conform to the requirements of the United States Pharmacopoeia, since it contained little, if any, extractive material derived from valerian. The container bore no statement on the label of the quantity or proportion of alcohol contained in the article.

On April 2, 1931, the United States attorney for the western district of Missouri, acting upon a report by the Secretary of Agriculture, filed in the district court of the United States for the district aforesaid a libel praying seizure and condemnation of 50 gallons of a product, invoiced as tincture of valerian U. S. P., at Kansas City, Mo., alleging that the article had been shipped by Jordan Bros. Co., from Brooklyn, N. Y., on or about August 21, 1930, and had been transported from the State of New York into the State of Missouri, and charging adulteration and misbranding in violation of the food and drugs act.

Analysis of a sample of the article by this department showed that it contained little or no extractive material derived from valerian, but did contain resinous material, alcohol (67.5 per cent by volume), and water.

It was alleged in the libel that the article was adulterated in that it was sold under a name recognized in the United States Pharmacopoeia, and differed from the standard of strength, quality, and purity as determined by tests laid down in the said pharmacopoeia.

Misbranding was alleged for the reason that the article was an imitation of and was offered for sale under the name of another article, and for the further reason that the package failed to bear a statement on the label of the quantity or proportion of alcohol contained in the article.

On June 5, 1931, no claimant having appeared for the property, judgment was entered by the court ordering that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*